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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/726,012	11/29/2000	Gregory Lee Harrington	AUS920000653US1	9661

7590 05/04/2005
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EXAMINER

WILLETT, STEPHAN F

ART UNIT	PAPER NUMBER
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2142

DATE MAILED: 05/04/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/726,012

Applicant(s)

HARRINGTON, GREGORY LEE

Examiner

Stephan F. Willett

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 21 July 2004.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-17 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-17 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Rejections - 35 USC 102

1. The following is a quotation of the appropriate paragraphs of 35 U. S.C. 102(e) that form the basis for the rejections under this section made in this Office action:

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 1-17 are rejected under 35 U.S.C. 102(e) as being anticipated by Lombardo et al. with Patent Number 6,341,290.
3. Regarding claim(s) 1, 9, 17, Lombardo teaches contacting a server, col. 4, lines 10-13, but specifically as “system administrator”, col. 14, line 15 located on any of said servers, and its environment wherein OS is “operating system”, col. 4, lines 59-62; specifically Windows OS, col. 5, lines 1, 43-45. Lombardo teaches contacting a second server running a second OS, col. 8, lines 5-10 such as UNIX, col. 5, line 14. Lombardo teaches issuing a new password by a second server as “to reset the password”, col. 14, lines 6-8, 16-18. Lombardo teaches passing and setting the password from the administrator server type function to another database type server as “save”, col. 12, lines 53-55 in the desired server, col. 12, lines 26-28. Lombardo teaches

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returning the password back to the second server, administrator, col. 14, lines 30-32 or user, col. 14, lines 35-36.

1. Regarding claim(s) 2, 10, Lombardo teaches displaying a new password, col. 4, lines 64-65.
2. Regarding claim(s) 3, 11, Lombardo teaches returning said password by sending an email, col. 14, lines 25-26.
3. Regarding claim(s) 4, 12, Lombardo teaches passing with a transport protocol to a server, col. 1, line 34.
4. Regarding claim(s) 5, 13, Lombardo teaches passing by NetBIOS packets to a server, col. 3, line 2.
5. Regarding claim(s) 6, 14, Lombardo teaches routing packets through routers, col. 4, lines 12-13.
6. Regarding claim(s) 7, 15, Lombardo teaches displaying a new password, col. 14, lines 34-35.
7. Regarding claim(s) 8, 16, Lombardo teaches returning said password by sending an email, col. 14, lines 25-26.

Response to Amendment

4. The broad claim language used is interpreted on its face and based on this interpretation the claims have been rejected.

5. The limited structure claimed, without more functional language, reads on the references provided. Thus, Applicant's arguments can not be held as persuasive regarding patentability.

6. Applicant suggests Lombardo "makes no mention of being able to perform the pass word reset function across two different operating systems", Paper Filed 7/21/04, Page 8, lines 11-13. However, Lombardo teaches Windows OS, col. 5, lines 1, 43-45 for first server/client and a second server running a second OS, col. 8, lines 5-10 such as UNIX, col. 5, line 14 "to reset the password", col. 14, lines 6-8. Thus, Applicant's arguments can not be held as persuasive regarding patentability.

Conclusion

8. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure is disclosed in the Notice of References Cited. A close review of the references is suggested. A close review of the Jacobs et al. reference with Patent Number 5,611,048 is suggested. The other references cited teach numerous other ways to issue and pass passwords between servers or nodes, thus a close review of them is suggested.

7. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP, 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

8. A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO**

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MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

9. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Stephan Willett whose telephone number is (571) 272-3890. The examiner can normally be reached Monday through Friday from 8:00 AM to 6:00 PM.

10. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jack Harvey, can be reached on (571) 272-3896. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

11. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (571) 272-2100.

sfw

April 29, 2005


BEATRIZ PRIETO
PRIMARY EXAMINER